

#2 IPS
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Patent
249/163

jc892 U.S. PTO
09/724670
11/28/00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:)
David Freundlich et al.) Group Art Unit: Not Yet Assigned
Serial No.: Not Yet Assigned)) Examiner: Not Yet Assigned
Filed: November 28, 2000)
For: METHODS AND APPARATUS FOR)
CONTROLLING THERMAL DOSING IN A)
THERMAL TREATMENT SYSTEM)

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In accordance with 37 CFR §§ 1.97 and 1.98, the items identified in this Information Disclosure Statement ("IDS") are brought to the attention of the Office. The items are listed on the attached form PTO-1449 and copies are enclosed for the convenience of the Examiner.

The items identified in this IDS may or may not be "material" pursuant to 37 CFR § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

November 28, 2000

Date of Deposit

Carolyn Tobias

Name of Person Mailing Paper

Signature of Person Mailing Paper

INFORMATION DISCLOSURE STATEMENT FILING PROVISION:

This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is within three months of the filing date of the application or before the mailing of a first Office action on the merits. Thus, no petition or fee is required. However, if the undersigned is in error in this regard, then Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c).

This IDS is being submitted under 37 CFR § 1.97(c), that is after mailing of a first Office action on the merits, but before a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR § 1.311. In the event that this IDS is not received before a Final Action or a Notice of Allowance, then Applicant respectfully requests that the Office consider the filing of these papers to be a petition under 37 CFR § 1.97(d).

- A statement under 37 CFR § 1.97(e) is included below, thus no fee is required.
- The fee due under 37 CFR § 1.17(p) is submitted.

This IDS is being submitted under 37 CFR § 1.97(d), that is after a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR § 1.311, but before payment of the issue fee.

- Applicant respectfully petitions the Commissioner to consider this IDS.
- A statement under 37 CFR § 1.97(e) is included below.
- The fee due under 37 CFR § 1.17(i) is submitted.

STATEMENT UNDER 37 CFR § 1.97(e):

- Each item contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.
- No item contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this statement after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this IDS.

PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES:

The Commissioner is hereby authorized to charge any fees required by the filing of these papers, and to credit any overpayment to Lyon & Lyon's Deposit Account No. **12-2475**.

Respectfully submitted,

LYON & LYON LLP

Dated: 11-28-00

By:

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